

10/550193Docket No.: 4266-0110PUS1
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:
Gerd DAHMS et al.

Application No.: NEW

Confirmation No.: N/A

Filed: September 21, 2005

Art Unit: N/A

For: MSSN DISPERSION AND METHOD FOR
PRODUCING THE SAME

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith. Please note, EP 0 167 825 is cited on Page 2 of the Specification and is equivalent to US 4,880,634. EP 0 605 497 and US 5,885,486 are cited on Page 2 of the Specification. Both Non Patent literature documents are discussed on Page 3 of the Specification.

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Applicant has not submitted copies of each cited U.S. patent and U.S. patent application as required by 37 CFR 1.98(a)(2)(i), amended October 2004, as the U.S. Patent and Trademark Office has waived this requirement for all U.S. patent applications. Applicant submits herewith copies of foreign and non-patents in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

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Application No.:

Dated: September 21, 2005

Respectfully submitted,

By Scott L. Lowe

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO				Complete If Known 10/1550193	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Application Number	
Sheet	1	of	1	Filing Date	September 21, 2005
				First Named Inventor	Gerd DAHMS
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	4266-0110PUS1

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)	MM-DD-YYYY		
/A.S./	AA*	US-4,880,634-A	11-14-1989	SPEISER	
V	AB*	US-5,188,837-A	02-23-1993	DOMB	
V	AC*	US-5,885,486	03-23-1999	WESTESEN et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ³
		Country Code ⁴ -Number-Kind Code ⁵ (if known)	MM-DD-YYYY			
/A.S./	BA	EP-0 605 497-B1	03-20-1996			
V	BB	DE-41 31 562-A1	03-25-1993			
V	BC	EP-0 167 825-B1	01-15-1986			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(e)(2)(iii)) because that application was filed after June 30, 2003 or is available in the OCS. **Applicant's unique citation designation number (optional). *Applicant is to place a check mark here if English language Translation is attached. www.uspto.gov or MPEP 601.04. ³Enter OCS trans. number or serial number of the document, ⁴Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
/A.S./	CA	DINGLER et al., Solid lipid nanoparticles (SLNTM/LipopearlsTM)-a pharmaceutical and cosmetic carrier for the application of vitamin E in dermal products, J. Microencapsulation, 1999, Vol. 16, No. 6, pp. 751-767.	
/A.S./	CB	WISSING et al., Investigations on the occlusive properties of solid lipid nanoparticles (SLN), J. Cosmet. Sci., 52, (September/October 2001), pp. 313-324.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Ali Soroush/	Date Considered	03/23/2010
Birch, Stewart, Kolasch & Birch, LLP			SLL/sll